

House File 243 - Introduced

HOUSE FILE 243

BY ISENHART

A BILL FOR

1 An Act relating to county funding of services for persons
2 with substance-related disorders and co-occurring mental
3 health and substance-related disorders, including intensive
4 mental health services provided through access centers and
5 intensive residential service homes, and including effective
6 date provisions.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 331.391, subsection 4, paragraph b, Code
2 2019, is amended to read as follows:

3 b. For fiscal years beginning July 1, 2017, July 1, 2018,
4 and July 1, 2019, that portion of each region's cash flow
5 amount either reserved in the combined account or reserved
6 among all separate county accounts under the control of the
7 governing board that exceeds twenty-five percent of the gross
8 expenditures from the combined account or from all separate
9 county accounts under control of the governing board in the
10 fiscal year preceding the fiscal year in progress shall be used
11 in whole or in part to fund the payment of services provided
12 under the regional service system management plan under section
13 331.393, which for fiscal years beginning July 1, 2018, and
14 July 1, 2019, may include expenses associated with increasing
15 capacity to provide services to persons with substance-related
16 disorders and persons with co-occurring mental health and
17 substance-related disorders including intensive mental
18 health services provided through access centers and intensive
19 residential service homes.

20 Sec. 2. Section 331.393, subsection 2, Code 2019, is amended
21 to read as follows:

22 2. Each region shall submit to the department an annual
23 service and budget plan approved by the region's governing
24 board and subject to approval by the director of human
25 services. Provisions for the director of human services'
26 approval of the annual service and budget plan, and any
27 amendments to the plan, and other requirements shall be
28 specified in rule adopted by the state commission.

29 a. The provisions addressed in the annual plan shall include
30 but are not limited to all of the following:

31 ~~a.~~ (1) The region's budget and financing provisions for
32 the next fiscal year. The provisions shall address how county,
33 regional, state, and other funding sources will be used to meet
34 the service needs within the region.

35 ~~b.~~ (2) The scope of services included in addition to

1 the required core services. Each service included shall be
 2 described and projection of need and the funding necessary to
 3 meet the need shall be included.

4 ~~c.~~ (3) The location of the local access points for
 5 services.

6 ~~d.~~ (4) The plan for assuring effective crisis prevention,
 7 response, and resolution.

8 ~~e.~~ (5) The provider reimbursement provisions. A region's
 9 use of provider reimbursement approaches in addition to
 10 fee-for-service reimbursement and for compensating the
 11 providers engaged in a systems of care approach and other
 12 nontraditional providers shall be encouraged. A region also
 13 shall be encouraged to use and the department shall approve
 14 funding approaches that identify and incorporate all services
 15 and sources of funding used by persons receiving services,
 16 including medical assistance program funding.

17 ~~f.~~ (6) Financial forecasting measures.

18 ~~g.~~ (7) The targeted case managers designated for the
 19 region.

20 ~~h.~~ (8) The financial eligibility requirements for service
 21 under the regional service system. A plan that otherwise
 22 incorporates the financial eligibility requirements of section
 23 331.395 but allows eligibility for persons with resources above
 24 the minimum resource limitations adopted pursuant to section
 25 331.395, subsection 1, paragraph "c", who were eligible under
 26 resource limitations in effect prior to July 1, 2014, or are
 27 authorized by the region as an exception to policy, shall be
 28 deemed by the department to be in compliance with financial
 29 eligibility requirements of [section 331.395](#).

30 b. The provisions addressed in the annual plan may include
 31 a plan for the use of anticipated residual funding in excess
 32 of twenty-five percent of the gross expenditures as provided
 33 in section 331.391, subsection 4, paragraph "b", to increase
 34 capacity to provide services to persons with substance-related
 35 disorders and co-occurring mental health and substance-related

1 disorders including intensive mental health services provided
2 through access centers and intensive residential service homes.

3 Sec. 3. Section 331.393, Code 2019, is amended by adding the
4 following new subsection:

5 NEW SUBSECTION. 8A. The region's budget and financing
6 provisions for the next fiscal year may include expenses
7 associated with providing services to persons with
8 substance-related disorders and persons with co-occurring
9 mental health and substance-related disorders including
10 intensive mental health services provided through access
11 centers and intensive residential service homes.

12 Sec. 4. Section 331.397, Code 2019, is amended by adding the
13 following new subsection:

14 NEW SUBSECTION. 7A. Notwithstanding any other provision
15 of this section to the contrary, a regional service system
16 may provide funding to increase capacity to provide services
17 to persons with substance-related disorders and persons with
18 co-occurring mental health and substance-related disorders
19 pursuant to section 331.391, subsection 4, paragraph "b".

20 Sec. 5. EFFECTIVE DATE. This Act, being deemed of immediate
21 importance, takes effect upon enactment.

22 EXPLANATION

23 The inclusion of this explanation does not constitute agreement with
24 the explanation's substance by the members of the general assembly.

25 Under current law, if a mental health and disability
26 services region is meeting the financial obligations for
27 implementation of its regional service system management plan
28 for a fiscal year and residual funding is anticipated, the
29 regional administrator shall reserve an adequate amount of
30 unobligated and unencumbered funds for cash flow of expenditure
31 obligations in the next fiscal year. For fiscal years
32 beginning July 1, 2017, July 1, 2018, and July 1, 2019, that
33 portion of each region's cash flow amount either reserved in
34 the combined account or reserved among all separate county
35 accounts under the control of the governing board that exceeds

1 25 percent of the gross expenditures from the combined account
2 or from all separate county accounts under the control of
3 the governing board in the fiscal year preceding the fiscal
4 year in progress are required to be used in whole or in part
5 to fund the payment of services provided under the regional
6 service system management plan. The bill provides that for
7 fiscal years beginning July 1, 2018, and July 1, 2019, such
8 funds may be used for expenses associated with increasing
9 capacity to provide services to persons with substance-related
10 disorders and persons with co-occurring mental health and
11 substance-related disorders including intensive mental
12 health services provided through access centers and intensive
13 residential service homes.

14 Current law requires each region to submit to the department
15 of human services an annual service and budget plan approved
16 by the region's governing board and subject to the approval of
17 the director of human services. The bill provides the annual
18 service and budget plan may include a plan to provide services
19 to persons with substance-related disorders and co-occurring
20 mental health and substance-related disorders, including
21 intensive mental health services provided through access
22 centers and intensive residential service homes, and that a
23 regional service system may provide funding for such services
24 including any anticipated residual funding.

25 The bill takes effect upon enactment.